

**REMARKS/ARGUMENTS**

Applicant would like to thank the Examiner for the careful consideration given the present application. The application has been carefully reviewed in light of the Office action and amended as necessary to more clearly and particularly describe the subject matter that applicant regards as the invention.

Claims 14-16 stand rejected under 35 U.S.C. 103(a) over U.S. Patent No. 6,434,718 to Kawahara et al. (hereinafter “Kawahara”) in view of U.S. Patent No. 5,925,146 to Murata et al. (hereinafter “Murata”). Claim 14 recites, “in each of the plurality of compressed frame data that is compressed by way of a sub-band ADPCM mode, halting the process of updating a scale factor during ADPCM decoding per sub-band in the presence of an unrecoverable transmission error in said audio compressed frame data.” Therefore, claim 14 requires halting a process of updating a scale factor *during* ADPCM decoding. Applicant respectfully submits that the combination of Kawahara and Murata fails to teach the noted limitations of claim 14.

The Office action cites Murata for teaching halting the process of the *application* of a scale factor during ADPCM decoding. In Murata, ADPCM decoding is stopped in a state that a process of updating a scale factor is halted. Therefore, Murata does not teach halting a process of updating a scale factor *during* ADPCM decoding, as required by claim 14.

Applicant respectfully submits that the cited combination of references fails to teach all of the claimed limitations, and that claim 14 is allowable over the cited combination. Claims 15 and 16 depend from claim 14.

In light of the foregoing, it is respectfully submitted that the present application is in condition for allowance and notice to that effect is hereby requested. If it is determined that the

application is not in condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

If there are any fees resulting from this communication, please charge same to our Deposit Account No. 16-0820, our Order No. NGB-35848.

Respectfully submitted,  
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